

From: Lindquist, Susan (USA AK) [mailto:Susan.Lindquist@usdoj.gov]
Sent: Tuesday, February 13, 2007 9:52 AM
To: ehrhardt@law.kenai.com
Subject: Wallender sur-reply

On page 12 of your sur-reply, you state that Zahn (presumably the QC . . .) was the person who observed the fall protection violations. This statement is wrong and you did not support it by any exhibit. In fact, Zahn was not the QC - Osborne had it's own and it was Chris who signed the daily report. Below is the information I got from the CoE attorney. Please correct this error. If you prefer that I correct it with a declaration and non-oppose this Errata, please let me know and I will do it. Please let me know.

Osborne and every other construction contractor are specifically required by the contract to have a CQC. That stands for Contractor Quality Control. The counterpart for the Government is referred to as the QAR, or Quality Assurance Representative. The Government does not have a QC. It has a QAR.

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Exhibit 1